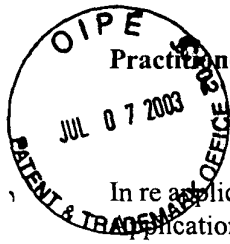


1634-34



Practitioner's Docket No. FINKEL-1 CONT II

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Sydney D. Finkelstein, Patricia Anne Finkelstein

Application No.: 10/008,278

Group No.: 1634

Filed: November 5, 2001

Examiner: J. Goldberg

For: TOPOGRAPHIC GENOTYPING

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT  
BEFORE MAILING DATE OF EITHER A FINAL ACTION  
OR NOTICE OF ALLOWANCE (37 C.F.R. § 1.97(c))

TIME OF TRANSMITTAL OF ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT

1. The information disclosure statement transmitted herewith is being filed *after* three months of the filing date of this national application or the date of entry of the national stage as set forth in Section 1.491 in an international application or after the mailing date of the first Office action on the merits, whichever event occurred last but *before* the mailing date of either

- (1) a final action under § 1.113 or  
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whichever occurs first.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

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I hereby certify that, on the date shown below, this correspondence is being:

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Tracey L. Milka

(type or print name of person certifying)

07/09/2003 TBESHAH1 00000030 10008278

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\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

### **FEE**

2. Accompanying this transmittal is the fee for submission of an information disclosure statement under section 1.97(c). (\$180.00)

### **FEE PAYMENT**

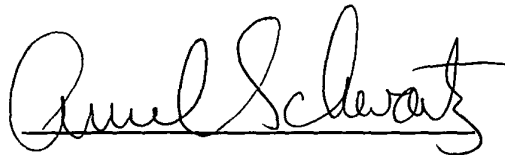
3. Applicant elects the option to pay the fee set forth in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under § 1.97(c) (\$180.00).

Fee due \$180.00

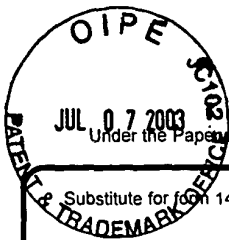
### **METHOD OF PAYMENT OF FEE**

4. Attached is a check in the amount of \$180.00.

A duplicate of this paper is attached.



Ansel M. Schwartz  
Registration No. 30,587  
Attorney at Law  
201 N. Craig Street  
Suite 304  
Pittsburgh, PA 15213  
412-621-9222



Substitute for form 1449B/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

1

of

1

**Complete if Known**

|                        |                       |
|------------------------|-----------------------|
| Application Number     | 10/008,278            |
| Filing Date            | 11/05/2001            |
| First Named Inventor   | Sydney D. Finkelstein |
| Art Unit               | 1634                  |
| Examiner Name          | J. Goldberg           |
| Attorney Docket Number | FINKEL-1 CONTII       |

**NON PATENT LITERATURE DOCUMENTS**

| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>2</sup> |
|-----------------------|--------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|
|                       |                          | FINKELSTEIN SD, ET AL., "Kras-2 topographic genotyping of pancreatic adenocarcinoma.," Arch. Surg., Vol. 129 ( No. 4), p. 367-372, (April 1, 1994).                                                                                                             |                |
|                       |                          | FINKELSTEIN SD, ET AL., "Genotypic classification of colorectal adenocarcinoma. Biologic behavior correlates with K-ras-2 mutation type.," Cancer (1993), Vol. 71 ( No. 12), p. 3827-3838, (June 15, 1993).                                                     |                |
|                       |                          | REINCKE M. ET AL., "p53 mutations in human adrenocortical neoplasms: immunohistochemical and molecular studies.," J. Clin Endocrin. and Metabol. (1994), Vol. 78 ( No. 3), p. 790-794, (March 1, 1994).                                                         |                |
|                       |                          | SLEBOS, RJC, ET AL., "K-ras oncogene activation as a prognostic marker in adenocarcinoma of the lung.," New Engl. J. Med. (1990), Vol. 323 ( No. 9), p. 561-565, (August 3, 1990).                                                                              |                |
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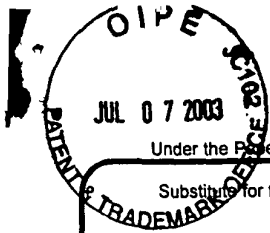
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This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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|------------------------|-----------------------|
| Application Number     | 10/008,278            |
| Filing Date            | 11/05/2001            |
| First Named Inventor   | Sydney D. Finkelstein |
| Art Unit               | 1634                  |
| Examiner Name          | J. Goldberg           |
| Attorney Docket Number | FINKEL-1 CONTII       |

**U. S. PATENT DOCUMENTS**

| Examiner Initials* | Cite No. <sup>1</sup> | Document Number                          | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|--------------------|-----------------------|------------------------------------------|--------------------------------|----------------------------------------------------|---------------------------------------------------------------------------------|
|                    |                       | Number-Kind Code <sup>2</sup> (if known) |                                |                                                    |                                                                                 |
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**FOREIGN PATENT DOCUMENTS**

| Examiner Initials* | Cite No. <sup>1</sup> | Foreign Patent Document                                                           | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>or Relevant Figures Appear | T <sup>6</sup> |
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|                    | See                   | Attachment 1                                                                      |                                |                                                    |                                                                                 |                |
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